

UNOFFICIAL VERSION

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MONDAY, APRIL 24, 2017

TWENTY-NINTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 3:00 p.m., and was called to order by Mr. Speaker McNally.

PRAYER

The proceedings were opened with prayer by Senator Ketron.

PLEDGE OF ALLEGIANCE

Senator Ketron led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Ketron led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 32

Senators present were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

COMMUNICATION

Monday, April 24, 2017

Lieutenant Governor Randy McNally
301 6th Avenue North, Suite 1 Legislative Plaza
Nashville, TN 37243

Dear Lieutenant Governor McNally:

Please excuse my absence from Session this week (from Monday, April 24 through Thursday, April 27, 2017). I am requesting this excused absence due to a medical emergency that required me to stay in the district.

Thank you for your time and consideration.

Best regards,

/s/ Steve Southerland

APPROVED: Lieutenant Governor
Randy McNally

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bill No. 1464** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILL

The Speaker announced the following bill was filed for introduction and passed first consideration:

Senate Bill No. 1464 by Senator Stevens.

Troy -- Subject to local approval, decreases the number of required monthly meeting times of the board of mayor and aldermen from two to one. Amends Chapter 50 of the Private Acts of 1979.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 3, 99, 106, 141, 267, 275, 310, 488, 791, 902, 993, 1021 and 1271** be passed on first consideration, which motion prevailed.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 3 -- Civil Procedure -- As introduced, makes licensed clinical social workers exempt from subpoena to trial but subject to subpoena to a deposition. Amends TCA Title 24, Chapter 9, Part 1.

House Bill No. 99 -- Criminal Procedure -- As introduced, clarifies that partial expunctions of criminal records are the removal of electronic records from relevant national, state, and local databases; adds \$5.00 to seat belt violation fines to cover court clerk costs. Amends TCA Section 40-32-101 and Section 55-9-603.

House Bill No. 106 -- Highways, Roads and Bridges -- As introduced, requires commissioners appointed by the county legislative body to oversee bridge repairs to report all completed repairs to the county legislative body within 60 days of the repair, rather than at the next meeting of the county legislative body. Amends TCA Title 4; Title 54; Title 55 and Title 67.

House Bill No. 141 -- Common Carriers -- As introduced, specifies that a rickshaw does not include a bicycle built for more than three people or any type of motorized scooter used by a disabled person. Amends TCA Title 55.

House Bill No. 267 -- Schools, Charter -- As introduced, authorizes a chartering authority to require a charter school sponsor to pay an application fee of \$2,500; authorizes an LEA to receive an annual authorizer fee of up to 3 percent of the charter school's per student state and local funding if the LEA is the charter school's chartering authority. Amends TCA Title 49, Chapter 13.

House Bill No. 275 -- Financial Disclosure -- As introduced, requires a member of the general assembly to disclose travel expenses paid on behalf of the member by a person with an

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interest in a public policy of this state if the travel was for the purpose of informing or advising the member with respect to the policy. Amends TCA Title 2, Chapter 10, Part 1; Title 3, Chapter 6 and Title 8, Chapter 50, Part 5.

House Bill No. 310 -- Schools, Charter -- As introduced, enacts the "Tennessee High-Quality Charter Schools Act." Amends TCA Title 49, Chapter 13.

House Bill No. 488 -- Municipal Government -- As introduced, authorizes cities incorporated under the general law city manager commission charter to charge fire fees for the construction and maintenance of municipal fire departments. Amends TCA Title 6, Chapter 19.

House Bill No. 791 -- Equalization Board -- As introduced, deletes an outdated cross reference to a repealed statute. Amends TCA Title 67, Chapter 5.

House Bill No. 902 -- Local Education Agencies -- As introduced, requires LEAs to provide students with a Scholars Summer Guide prior to the last day of each school year, detailing information on how the student can prepare for the next year. Amends TCA Title 49, Chapter 6.

House Bill No. 993 -- Child Custody and Support -- As introduced, permits the department of human services to issue an administrative order for seizure of up to 50 percent of an inmate's commissary account in order to satisfy the inmate's overdue child support obligation. Amends TCA Title 36 and Title 41.

House Bill No. 1021 -- Energy -- As introduced, urges the department of environment and conservation to study other states' laws that require or allow the state to regulate wind energy facility siting; requires a written summary to be submitted to the general assembly. Amends TCA Title 5; Title 6; Title 7; Title 65 and Title 68.

House Bill No. 1271 -- Health Care -- As introduced, changes from July 1 to February 1 the deadline for the board for licensing healthcare facilities and the emergency medical services board, in collaboration with the committee on pediatric emergency care, to submit a report on the current status of emergency medical services for children and on continuing efforts to improve such services to the health and welfare committee of the senate and to the health committee of the house of representatives. Amends TCA Title 68, Chapter 140, Part 3.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 367 through 378** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 367 by Senator Yarbro.
Memorials, Recognition -- Somali Heritage Month.

Senate Joint Resolution No. 368 by Senator Tracy.
Memorials, Interns -- Kendall Ray.

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Senate Joint Resolution No. 369 by Senator Harris.
Memorials, Interns -- Maranda Kaufman.

Senate Joint Resolution No. 370 by Mr. Speaker McNally.
Memorials, Interns -- Thomas Wiegand.

Senate Joint Resolution No. 371 by Senator Johnson.
Memorials, Recognition -- Division of Property Assessments, 50th Anniversary.

Senate Joint Resolution No. 372 by Senator Johnson.
Memorials, Heroism -- Harold Hogue.

Senate Joint Resolution No. 373 by Senator Southerland.
Memorials, Recognition -- Greeneville Town Hall, 50th Anniversary.

Senate Joint Resolution No. 374 by Senator Southerland.
Memorials, Recognition -- Travis France, Tennessee Colleges of Applied Technology Outstanding Student of the Year.

Senate Joint Resolution No. 375 by Senator Southerland.
Memorials, Personal Occasion -- Virgie Gray, 100th Birthday.

Senate Joint Resolution No. 376 by Senator Southerland.
Memorials, Professional Achievement -- The Greeneville Sun.

Senate Joint Resolution No. 377 by Senator Southerland.
Memorials, Interns -- Urias Christopher "Irish" Furbush.

Senate Joint Resolution No. 378 by Senator Yarbro.
Memorials, Death -- James Dewey Daane.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 31 and 344 through 360; Senate Joint Resolutions Nos. 358 through 366; and Senate Resolutions Nos. 74 through 76** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 31 -- Memorials, Congress -- Supports U.S. statehood for Puerto Rico.

The Speaker announced that he had referred House Joint Resolution No. 31 to the Committee on Finance, Ways and Means.

House Joint Resolution No. 344 -- Memorials, Academic Achievement -- Christina Long, Valedictorian, Rockwood High School.

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The Speaker announced that he had referred House Joint Resolution No. 344 to the Committee on Calendar.

House Joint Resolution No. 345 -- Memorials, Academic Achievement -- Stephanie Long, Valedictorian, Rockwood High School.

The Speaker announced that he had referred House Joint Resolution No. 345 to the Committee on Calendar.

House Joint Resolution No. 346 -- Memorials, Academic Achievement -- Brooke Tipton, Salutatorian, Rockwood High School.

The Speaker announced that he had referred House Joint Resolution No. 346 to the Committee on Calendar.

House Joint Resolution No. 347 -- Memorials, Academic Achievement -- Brittani Ridenour, Salutatorian, Rockwood High School.

The Speaker announced that he had referred House Joint Resolution No. 347 to the Committee on Calendar.

House Joint Resolution No. 348 -- Memorials, Academic Achievement -- Eden Poland, Salutatorian, Rockwood High School.

The Speaker announced that he had referred House Joint Resolution No. 348 to the Committee on Calendar.

House Joint Resolution No. 349 -- Memorials, Recognition -- Daniel C. Hicks.

The Speaker announced that he had referred House Joint Resolution No. 349 to the Committee on Calendar.

House Joint Resolution No. 350 -- Memorials, Interns -- Katherine Luann Rowe.

The Speaker announced that he had referred House Joint Resolution No. 350 to the Committee on Calendar.

House Joint Resolution No. 351 -- Memorials, Recognition -- Adams Memorial Library, 50th Anniversary.

The Speaker announced that he had referred House Joint Resolution No. 351 to the Committee on Calendar.

House Joint Resolution No. 352 -- Memorials, Death -- Ross Key.

The Speaker announced that he had referred House Joint Resolution No. 352 to the Committee on Calendar.

House Joint Resolution No. 353 -- Memorials, Academic Achievement -- Angela M. Taylor, Salutatorian, Memphis Academy of Health Sciences.

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The Speaker announced that he had referred House Joint Resolution No. 353 to the Committee on Calendar.

House Joint Resolution No. 354 -- Memorials, Academic Achievement -- Vivica T. Martin, Valedictorian, Memphis Academy of Health Sciences.

The Speaker announced that he had referred House Joint Resolution No. 354 to the Committee on Calendar.

House Joint Resolution No. 355 -- Memorials, Academic Achievement -- Jada N. Watson, Salutatorian, Raleigh-Egypt High School.

The Speaker announced that he had referred House Joint Resolution No. 355 to the Committee on Calendar.

House Joint Resolution No. 356 -- Memorials, Academic Achievement -- Candy Garcia, Valedictorian, Kingsbury High School.

The Speaker announced that he had referred House Joint Resolution No. 356 to the Committee on Calendar.

House Joint Resolution No. 357 -- Memorials, Academic Achievement -- Karen Perez, Salutatorian, Kingsbury High School.

The Speaker announced that he had referred House Joint Resolution No. 357 to the Committee on Calendar.

House Joint Resolution No. 358 -- Memorials, Academic Achievement -- Alexandria J. Ross, Valedictorian, Raleigh-Egypt High School.

The Speaker announced that he had referred House Joint Resolution No. 358 to the Committee on Calendar.

House Joint Resolution No. 359 -- Memorials, Academic Achievement -- Dakota Haven Thurman, Salutatorian, Rhea County High School.

The Speaker announced that he had referred House Joint Resolution No. 359 to the Committee on Calendar.

House Joint Resolution No. 360 -- Memorials, Academic Achievement -- Cole Jackson Calbaugh, Valedictorian, Rhea County High School.

The Speaker announced that he had referred House Joint Resolution No. 360 to the Committee on Calendar.

Senate Joint Resolution No. 358 -- Memorials, Congratulations -- Senator Mark Green.

The Speaker announced that he had referred Senate Joint Resolution No. 358 to the Committee on Calendar.

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Senate Joint Resolution No. 359 -- Memorials, Academic Achievement -- Kayla Pennycuff, Valedictorian, Stone Memorial High School.

The Speaker announced that he had referred Senate Joint Resolution No. 359 to the Committee on Calendar.

Senate Joint Resolution No. 360 -- Memorials, Death -- Hale Moss.

The Speaker announced that he had referred Senate Joint Resolution No. 360 to the Committee on Calendar.

Senate Joint Resolution No. 361 -- Memorials, Academic Achievement -- Ryan Sheehy, Salutatorian, Mt. Juliet High School.

The Speaker announced that he had referred Senate Joint Resolution No. 361 to the Committee on Calendar.

Senate Joint Resolution No. 362 -- Memorials, Academic Achievement -- Woojin Choi, Valedictorian, Mt. Juliet High School.

The Speaker announced that he had referred Senate Joint Resolution No. 362 to the Committee on Calendar.

Senate Joint Resolution No. 363 -- Memorials, Interns -- Taylor Flanagan.

The Speaker announced that he had referred Senate Joint Resolution No. 363 to the Committee on Calendar.

Senate Joint Resolution No. 364 -- Memorials, Academic Achievement -- Ashlyn Danielle Ellis, Salutatorian, Cannon County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 364 to the Committee on Calendar.

Senate Joint Resolution No. 365 -- Memorials, Academic Achievement -- Raquel N. Novoa, Valedictorian, Cannon County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 365 to the Committee on Calendar.

Senate Joint Resolution No. 366 -- Memorials, Recognition -- Senator Mike Bell, State Legislator of the Year for the United States.

The Speaker announced that he had referred Senate Joint Resolution No. 366 to the Committee on Calendar.

Senate Resolution No. 74 -- Memorials, Interns -- Kyle Richardson.

The Speaker announced that he had referred Senate Resolution No. 74 to the Committee on Calendar.

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Senate Resolution No. 75 -- Memorials, Academic Achievement -- Rachel Marie Oehlkers, Salutatorian, White House Heritage High School.

The Speaker announced that he had referred Senate Resolution No. 75 to the Committee on Calendar.

Senate Resolution No. 76 -- Memorials, Academic Achievement -- Micah Judson Roberts, Valedictorian, White House Heritage High School.

The Speaker announced that he had referred Senate Resolution No. 76 to the Committee on Calendar.

MOTION

Senator Niceley moved that **Senate Bill No. 968** be placed on the Calendar for Wednesday, May 3, 2017, which motion prevailed.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 332 -- Memorials, Academic Achievement -- Alexa Brooke McCormick, Valedictorian, Westmoreland High School.

Senate Joint Resolution No. 333 -- Memorials, Academic Achievement -- Tammy Sueann Wheeley, Salutatorian, Westmoreland High School.

Senate Joint Resolution No. 334 -- Memorials, Academic Achievement -- Lucas Wayne Garrison, Valedictorian, Westmoreland High School.

Senate Joint Resolution No. 335 -- Memorials, Academic Achievement -- Tanner Henry Tanguis, Valedictorian, Westmoreland High School.

Senate Joint Resolution No. 336 -- Memorials, Academic Achievement -- Kiersten Shanay Maxwell, Valedictorian, Westmoreland High School.

House Joint Resolution No. 288 -- Memorials, Retirement -- Gordon Wayne Miller.

House Joint Resolution No. 289 -- Memorials, Public Service -- Mary "Katie" Armitage.

House Joint Resolution No. 290 -- Memorials, Heroism -- Erlanger Health System caregivers.

House Joint Resolution No. 291 -- Memorials, Academic Achievement -- Megan Shianne Holloway, Valedictorian, Sale Creek High School.

House Joint Resolution No. 292 -- Memorials, Academic Achievement -- MicKayla Rai Wilkinson, Salutatorian, Sale Creek High School.

House Joint Resolution No. 293 -- Memorials, Sports -- Macon County High School Tigerettes basketball team.

House Joint Resolution No. 294 -- Memorials, Retirement -- Charlseay Cooper Long.

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House Joint Resolution No. 295 -- Memorials, Interns -- Jamelia Hatchett.

House Joint Resolution No. 296 -- Memorials, Recognition -- The Shoe Company, 50th Anniversary.

House Joint Resolution No. 297 -- Memorials, Retirement -- Tommy Lynch.

House Joint Resolution No. 298 -- Memorials, Academic Achievement -- River Shane Bailey, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 299 -- Memorials, Academic Achievement -- Kassandra Beth Starnes, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 300 -- Memorials, Academic Achievement -- Raiden Bonner Evans, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 301 -- Memorials, Academic Achievement -- Matthew Rane Davis, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 302 -- Memorials, Academic Achievement -- Emma Caroline Kenner, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 303 -- Memorials, Academic Achievement -- Mollie Catherine Price, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 304 -- Memorials, Academic Achievement -- Kinsey Nycole Trent, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 305 -- Memorials, Academic Achievement -- Marina Kay McDavid, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 306 -- Memorials, Academic Achievement -- Tiffany Rena Cook, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 307 -- Memorials, Academic Achievement -- Neely Elizabeth Millard, Top Academic Achiever, Cherokee High School.

House Joint Resolution No. 308 -- Memorials, Academic Achievement -- Alexander Greene, Salutatorian, Hancock County High School.

House Joint Resolution No. 309 -- Memorials, Academic Achievement -- Seth Kerney, Top Ten, Hancock County High School.

House Joint Resolution No. 310 -- Memorials, Academic Achievement -- Palmer Columber, Top Ten, Hancock County High School.

House Joint Resolution No. 311 -- Memorials, Academic Achievement -- Leah Gibson, Top Ten, Hancock County High School.

House Joint Resolution No. 312 -- Memorials, Academic Achievement -- Mary Dawn Elizabeth Davis, Top Ten, Hancock County High School.

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House Joint Resolution No. 313 -- Memorials, Academic Achievement -- Macy Carlean Reed, Top Ten, Hancock County High School.

House Joint Resolution No. 314 -- Memorials, Academic Achievement -- Samantha Paige Riley, Top Ten, Hancock County High School.

House Joint Resolution No. 315 -- Memorials, Academic Achievement -- Sharolyn Shae Johnson, Top Ten, Hancock County High School.

House Joint Resolution No. 316 -- Memorials, Academic Achievement -- Katey Michlyn Gibson, Top Ten, Hancock County High School.

House Joint Resolution No. 317 -- Memorials, Academic Achievement -- Hannah Cobb, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 318 -- Memorials, Academic Achievement -- Yasmine Puncelles, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 319 -- Memorials, Academic Achievement -- Brevin Morris, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 320 -- Memorials, Academic Achievement -- Jana Michalik, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 321 -- Memorials, Academic Achievement -- Jessica McPeck, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 322 -- Memorials, Academic Achievement -- Jennifer Hesoun, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 323 -- Memorials, Academic Achievement -- Pamela Seal, Valedictorian, Hancock County High School.

House Joint Resolution No. 324 -- Memorials, Academic Achievement -- Hamilton Falin, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 325 -- Memorials, Academic Achievement -- Cameryn Booker, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 326 -- Memorials, Academic Achievement -- Evan Doran, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 327 -- Memorials, Academic Achievement -- Haley Carter, Top Academic Achiever, Volunteer High School.

House Joint Resolution No. 328 -- Memorials, Death -- James "Ken" Sparks.

House Joint Resolution No. 329 -- Memorials, Academic Achievement -- Austin Levi Blazer, Salutatorian, Cocke County High School.

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House Joint Resolution No. 330 -- Memorials, Academic Achievement -- Skylar McGaha, Salutatorian, Cosby High School.

House Joint Resolution No. 331 -- Memorials, Academic Achievement -- Virginia Collins, Valedictorian, South Greene High School.

House Joint Resolution No. 332 -- Memorials, Academic Achievement -- Chelsey Price, Salutatorian, South Greene High School.

House Joint Resolution No. 333 -- Memorials, Academic Achievement -- Cydney Seaton, Salutatorian, South Greene High School.

House Joint Resolution No. 334 -- Memorials, Academic Achievement -- Emily Laurel Ellison, Valedictorian, Cocke County High School.

House Joint Resolution No. 335 -- Memorials, Academic Achievement -- Todd Brown, Valedictorian, South Greene High School.

House Joint Resolution No. 336 -- Memorials, Academic Achievement -- Emily Edmonds, Valedictorian, Cosby High School.

House Joint Resolution No. 337 -- Memorials, Recognition -- 2017 World's Biggest Fish Fry Princess Court.

House Joint Resolution No. 338 -- Memorials, Interns -- Justin D. Lowe.

House Joint Resolution No. 339 -- Memorials, Recognition -- Nashville State Community College Donelson campus.

House Joint Resolution No. 340 -- Memorials, Death -- Harry Wampler.

House Joint Resolution No. 341 -- Memorials, Death -- Linda Schoolfield Elam.

House Joint Resolution No. 343 -- Memorials, Recognition -- Nashville State Community College Madison/Rivergate campus.

Senator Massey moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Senate Bill No. 310 -- Criminal Offenses -- As introduced, expands the offense of child endangerment to include knowingly exposing a child to or failing to protect a child from abuse or neglect resulting in imminent danger to the child; defines imminent danger as the existence of any condition or practice that could reasonably be expected to cause death or serious bodily injury. Amends TCA Title 39, Chapter 15, Part 4.

Senate Bill No. 1151 -- Firearms and Ammunition -- As introduced, clarifies that the curriculum required before an employee is permitted to carry a handgun on the property of schools in distressed rural counties may be adapted by the instructing law enforcement agency from an existing curriculum approved by POST. Amends TCA Section 49-6-816.

Senate Bill No. 1210 -- School Transportation -- As introduced, establishes a school transportation supervisor program for the monitoring and oversight of transportation services for local education authorities and charter schools; requires new school bus drivers to complete a training program prior to transporting students; requires a driver to be at least 25 years of age to receive an initial school bus driver license endorsement. Amends TCA Title 49, Chapter 6, Part 21; Section 55-50-302 and Title 55, Chapter 9, Part 6.

On motion, Senate Bill No. 1210 was made to conform with **House Bill No. 322**.

On motion, House Bill No. 322, on same subject, was substituted for Senate Bill No. 1210.

Senate Bill No. 1342 -- Sentencing -- As introduced, creates an enhancement factor, by which the defendant's sentence can be increased, where the defendant is convicted of committing a violent offense against a uniformed law enforcement officer or uniformed member of the military or national guard and the defendant intentionally selected the victim because of the victim's status as a law enforcement officer or service member. Amends TCA Title 39 and Title 40.

Senate Joint Resolution No. 293 -- General Assembly, Statement of Intent or Position -- Urges the United States to confront the main source of international terrorism sponsored by Iran and designate Iran's Islamic Revolutionary Guards Corps as a foreign terrorist organization.

House Joint Resolution No. 100 -- General Assembly, Statement of Intent or Position -- Urges individuals with mental health conditions to participate in the Tennessee Yellow DOT program.

Senator Massey moved that all Senate Joint Resolutions be adopted; all House Joint Resolutions be concurred in; and all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

CALENDAR

Senate Bill No. 1182 -- Criminal Offenses -- As introduced, authorizes property owners to provide notice that trespassing is prohibited on their property by marking trees and posts with purple paint as an alternative to posting signs. Amends TCA Title 39, Chapter 14.

On motion, Senate Bill No. 1182 was made to conform with **House Bill No. 78**.

On motion, House Bill No. 78, on same subject, was substituted for Senate Bill No. 1182.

On motion of Senator Kelsey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 78** passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 1302 -- Child Abuse -- As introduced, requires the department of children's services to develop instructional guidelines for child safety training programs for members of professions that frequently deal with children who may be at risk of abuse; requires certain licensing boards to create child safety training programs; requires certain professionals to complete the appropriate child safety training program prior to license renewal. Amends TCA Title 37, Chapter 1, Part 4; Title 49, Chapter 5, Part 1; Title 63, Chapter 23; Title 63, Chapter 6, Part 2; Title 63, Chapter 7, Part 1 and Title 63, Chapter 9.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 37, Chapter 1, Part 4, is amended by adding the following as a new, appropriately designated section:

(a) By January 1, 2018, the department shall promulgate rules to develop instructional guidelines for child safety training programs for members of professions that frequently deal with children who may be at risk of abuse. Such programs shall train the professionals on the common signs of child abuse and child sexual abuse, how to identify children at risk of abuse or sexual abuse, and the reporting requirements of this part. The instructional guidelines shall be used by the department to approve continuing education programs and providers providing child safety training programs, which shall reflect the best practices for identifying and reporting child abuse and child sexual abuse as appropriate for each profession.

Each licensing board listed in subsection (b) shall accept for continuing education credit required by that board any child safety training program approved by the department, upon certification of attendance by the approved provider.

(b) After July 1, 2018, the following licensing boards shall accept for continuing education credit any child safety training program approved by the department pursuant to subsection (a), upon certification of attendance by the approved provider:

- (1) Board of medical examiners, created by § 63-6-101;
- (2) Board of osteopathic examination, created by § 63-9-101;
- (3) Board of nursing, created by § 63-7-201; and
- (4) Board of social worker licensure, created by § 63-23-101.

(c) The child safety training developed pursuant to subsection (a) shall be included in the in-service training for teachers required by § 49-6-3004.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1302**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 1362 -- Industrial Development -- As introduced, authorizes an industrial development corporation to enter into a payment in lieu of ad valorem tax agreement or lease for a period of more than five years under certain conditions. Amends TCA Title 7, Chapter 53, Part 3.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. (a) The Tennessee advisory commission on intergovernmental relations (TACIR) is directed to perform a study of the payment in lieu of ad valorem tax

agreements and leases entered into by industrial development corporations organized by municipalities, and specifically, whether economic benefits are derived from limiting the length of term of an agreement or lease in the absence of county approval or an agreement by the corporation or municipality to pay the county a sum equal to the amount of real property tax that would have been assessed in the absence of the agreement or lease following the expiration of the initial term.

(b) The study shall include:

(1) The economic benefits to counties and municipalities from the use of payment in lieu of ad valorem tax agreements and leases by industrial development corporations organized by municipalities;

(2) Examining whether any economic benefits are derived from limiting the length of term of a payment in lieu of ad valorem tax agreement or lease to five (5) or less years absent county approval or an agreement by the corporation or municipality to pay, each year after the initial five (5) years, to the county a sum equal to the amount of real property tax that would have been assessed to a property if the agreement or lease had not been executed; and

(3) Any additional issues that TACIR deems relevant to meet the objective of this study.

(c) All appropriate state agencies and departments shall provide assistance to TACIR upon the request of the executive director of TACIR. TACIR shall seek input from representatives of industrial development corporations, municipalities, and other types of local governments in conducting the study.

(d) TACIR shall submit a report disclosing the findings of the study and recommendations, including any proposed legislation or interim reports, to the state and local government committee of the senate and the local government committee of the house of representatives no later than February 1, 2018.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1362**, as amended, passed its third and final consideration by the following vote:

Ayes 30
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--30.

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A motion to reconsider was tabled.

Senator Massey moved that **Senate Bill No. 520** be placed on the first Calendar of 2018, which motion prevailed.

Senate Bill No. 327 -- Financial Disclosure -- As introduced, requires a member of the general assembly to disclose travel expenses paid on behalf of the member by a person with an interest in a public policy of this state if the travel was for the purpose of informing or advising the member with respect to the policy. Amends TCA Title 2, Chapter 10, Part 1; Title 3, Chapter 6 and Title 8, Chapter 50, Part 5.

On motion, Senate Bill No. 327 was made to conform with **House Bill No. 275**.

On motion, House Bill No. 275, on same subject, was substituted for Senate Bill No. 327.

Senator Overbey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the semicolon at the end of subdivision (5)(B) in Section 1 and substituting instead the following language:

. Travel expenses does not include expenses for travel, if such expenses are paid for or reimbursed by a governmental entity or an established and recognized organization of elected or appointed state government officials, staff of state government officials, or both officials and staff, or any other established and recognized organization that is an umbrella organization for such officials, staff, or both officials and staff;

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 275**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 587 -- Education, Higher -- As introduced, requires that nominees for student member on the Tennessee higher education commission be submitted to the governor by March 15 instead of April 15. Amends TCA Title 49.

On motion, Senate Bill No. 587 was made to conform with **House Bill No. 64**.

On motion, House Bill No. 64, on same subject, was substituted for Senate Bill No. 587.

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On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 64** passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 631 -- Education, Curriculum -- As introduced, requires students to complete one year of instruction in American government and one year of instruction in Tennessee history between grades 7 and 12 to receive a high school diploma, with various exceptions. Amends TCA Title 49, Chapter 6.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 10, is amended by adding the following language as a new section:

(a) This act shall be known and may be cited as the "Senator Douglas Henry Tennessee History Act."

(b) The course of instruction for students in grades four through twelve (4-12) shall include courses and content designed to educate students in Tennessee history as part of the social studies requirement to receive a regular high school diploma. The local board of education shall determine the appropriate grade level or levels to comply with this subsection (b).

(c) A student completing an early high school graduation program pursuant to § 49-6-8303 or a student with a disability for whom the instruction required by subsection (b) is not appropriate, as determined on the student's IEP, is not subject to the requirements of this section.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to the 2019-2020 school year and each school year thereafter.

On motion, Amendment No. 1 was adopted.

On motion of Senator Haile, Amendment No. 2 was withdrawn.

Senator Haile moved that Amendment No. 3 be placed behind Amendment No. 4, which motion prevailed.

Senator Haile moved to amend as follows:

AMENDMENT NO. 4

AMEND by deleting subsection (b) in Section 1 in its entirety and substituting instead the following language:

(b) The course of instruction for students in grades four through eight (4-8) shall be a minimum of one (1) semester and include courses and content designed to educate students in Tennessee history as part of the social studies requirement to receive a regular high school diploma. The local board of education shall determine the appropriate grade level or levels to comply with this subsection (b).

AND FURTHER AMEND by adding the following language to Section 1 as a new, appropriately designated subsection:

() If a student transfers into a grade after the semester designated by the local board of education pursuant to subsection (b), then the student shall not be subject to the requirements of this section.

On motion, Amendment No. 4 was adopted.

On motion of Senator Haile, Amendment No. 3 was withdrawn.

Senator Watson moved that **Senate Bill No. 631**, as amended, be moved three places down on the Calendar for today, which motion prevailed.

Senate Bill No. 669 -- Controlled Substances -- As introduced, expands the immunity from arrest, charge, or prosecution to persons seeking medical assistance for drug overdoses to apply to any overdose instead of only a person's first drug overdose. Amends TCA Title 63, Chapter 1, Part 1.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 63-1-152, is amended by adding the following language as a new subsection:

Any person treated for a drug-related overdose with an opioid antagonist by a first responder shall be taken to a medical facility by emergency medical services for evaluation.

SECTION 3. This act shall take effect July 1, 2017, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

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Thereupon, **Senate Bill No. 669**, as amended, failed for lack of a constitutional majority by the following vote:

Ayes	10
Noes	13
Present, not voting . . .	3

Senators voting aye were: Dickerson, Haile, Harper, Harris, Kelsey, Kyle, Massey, Niceley, Overbey and Yarbro--10.

Senators voting no were: Beavers, Bell, Bowling, Briggs, Crowe, Green, Hensley, Jackson, Johnson, Ketron, Lundberg, Tracy and Watson--13.

Senators present and not voting were: Roberts, Yager and Mr. Speaker McNally--3.

Pursuant to Rule 62 and Article II, Section 18, **Senate Bill No. 669**, as amended, was rereferred to the Committee on Calendar.

Senate Bill No. 733 -- Local Education Agencies -- As introduced, requires all safety plans adopted pursuant to the SAVE Act to be tested annually by the appropriate school safety team and the results of the annual test to be provided to the Tennessee school safety center, the LEA, and the appropriate law enforcement agency; authorizes the Tennessee school safety center, the LEA, and the appropriate law enforcement agency to provide assistance for any plan that falls below the requirements of the SAVE Act. Amends TCA Title 49, Chapter 6, Part 8.

On motion, Senate Bill No. 733 was made to conform with **House Bill No. 439**.

On motion, House Bill No. 439, on same subject, was substituted for Senate Bill No. 733.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-807, is amended by deleting the section in its entirety and substituting instead the following:

Each school safety team shall conduct at least one (1) armed intruder drill annually. The drill shall be conducted in coordination with the appropriate local law enforcement agency. The results of the drill shall be maintained by each school for a minimum of five (5) years and shall be made available to the department of education upon request.

SECTION 2. This act shall take effect July 1, 2017, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

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Thereupon, **House Bill No. 439**, as amended, passed its third and final consideration by the following vote:

Ayes 30
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

Senator Dickerson moved that **Senate Bill No. 788** be rereferred to the Committee on Calendar, which motion prevailed.

Senator Haile moved that **Senate Bill No. 631**, as amended, be moved two places down on the Calendar for today, which motion prevailed.

Senator Dickerson moved that **Senate Bill No. 790** be placed on the last Calendar of 2017, which motion prevailed.

Senate Bill No. 1152 -- Education, Curriculum -- As introduced, designates the week of September 17 as "Celebrate Freedom Week" in public schools; requires the state board of education to adopt rules in regard to Celebrate Freedom Week. Amends TCA Title 49, Chapter 6, Part 10, as amended.

Thereupon, **Senate Bill No. 1152**, as amended, passed its third and final consideration by the following vote:

Ayes 28
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

Senator Gardenhire moved that **Senate Bill No. 1016** be moved two places down on the Calendar for today, which motion prevailed.

Senate Bill No. 267 -- Marriage -- As introduced, adds federal administrative law judges to the list of officials authorized to solemnize marriages. Amends TCA Section 36-3-301.

On motion, Senate Bill No. 267 was made to conform with **House Bill No. 276**.

On motion, House Bill No. 276, on same subject, was substituted for Senate Bill No. 267.

House Bill No. 276 passed its third and final consideration by the following vote:

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Ayes 29
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

FURTHER ACTION ON SENATE BILL NO. 631, AS AMENDED

Thereupon, **Senate Bill No. 631**, as amended, passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 1016 -- Coroners -- As introduced, removes the Tennessee medical examiner advisory council from its wind down period so it will not terminate on June 30, 2017; extends council to June 30, 2018; renames and restructures the council into a 21-member body with broad authority to disapprove administrative action and legislative proposals affecting medical examiners from department of health and state chief medical examiner. Amends TCA Title 4, Chapter 29, Part 2 and Title 38, Chapter 7, Part 2.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-240(a), is amended by inserting the following language as a new subdivision:

() Tennessee medical examiner advisory council, created by § 38-7-201;

AND FURTHER AMEND by deleting Section 3 and substituting instead the following:

SECTION 3. Tennessee Code Annotated, Section 38-7-201, is amended by deleting the section and substituting instead the following:

(a)(1) There is created the Tennessee medical examiner advisory council, referred to in this section as the "council."

(2)(A) The council shall consist of eighteen (18) members, each of whom shall be a resident of this state.

(B) The director of the Tennessee bureau of investigation shall be a permanent member of the council.

(C) The governor shall appoint members to the council as follows:

(i) Two (2) members from each regional forensic center, one (1) of whom must be a forensic pathologist and one (1) of whom must be a medicolegal death investigator or administrator, to be selected from a list of nominees submitted by the regional chief medical examiner;

(ii) One (1) district attorney general;

(iii) One (1) district public defender;

(iv) Two (2) county medical examiners that are not forensic pathologists and are not employees of the department of health;

(v) One (1) licensed funeral director; and

(vi) One (1) county mayor.

(D) The state chief medical examiner or state chief's designee shall serve as an ex-officio, voting member of the council.

(E) All regular appointments to the council shall be for terms of three (3) years. Members may serve unlimited consecutive terms. Each member shall serve until a successor is appointed. Vacancies shall be filled by appointment of the governor for the remainder of an unexpired term.

(b) Each member of the council shall receive reimbursement for travel expenses in accordance with the comprehensive travel regulations promulgated by the department of finance and administration and approved by the attorney general and reporter.

(c) The council shall organize annually, and select a chair and other officers as needed. Meetings shall be held at least annually with additional meetings as frequently as may be required.

(d)(1) Any member who misses more than fifty percent (50%) of the scheduled meetings in a calendar year shall be removed as a member of the council.

(2) The council's chair shall promptly notify, or cause to be notified, the appointing authority of any member who fails to satisfy the attendance requirement as prescribed in subdivision (d)(1).

(e) The council shall have the power and duty to:

(1) Review candidates and make a recommendation to the commissioner of health on the appointment of the chief medical examiner and deputy state medical examiners;

(2) Assist the chief medical examiner in the development and updating of guidelines for death investigations and forensic autopsies in this state;

(3) Review all standards, guidelines, and legislative proposals promulgated by the department of health for the medical examiner system;

(4) Review and amend, as needed, an annual report on death investigations in this state, to be prepared by the department of health and the office of the state chief medical examiner; and

(5) Provide reports and recommendations to the commissioner on causes of death which may need public health intervention, funding issues, information technology needs, and any other issues as the council sees fit.

(g) In the event of disputes arising from fatality review boards, the council shall have the authority to review such cases and make recommendations for the resolution of such disputes.

On motion, Amendment No. 1 was adopted.

Senator Crowe moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting Section 3 and substituting instead the following:

SECTION 3. Tennessee Code Annotated, Section 38-7-201, is amended by deleting the section and substituting instead the following:

(a)(1) There is created the Tennessee medical examiner advisory council, referred to in this section as the "council."

(2)(A) The council shall consist of fifteen (15) members, each of whom shall be a resident of this state. The membership of the council consists of:

(i) The director of the Tennessee bureau of investigation, who shall be a permanent ex officio voting member of the council;

(ii) The following members appointed by the governor:

(a) One (1) forensic pathologist from each of the five (5) regional forensic centers;

(b) One (1) district attorney general;

(c) One (1) district public defender;

(d) Three (3) county medical examiners, one (1) from each grand division of Tennessee;

(e) One (1) administrator from a non-hospital affiliated regional forensic center;

(f) One (1) licensed funeral director; and

(g) One (1) county mayor; and

(iii) The state chief medical examiner who shall serve as an ex officio voting member of the council.

(B) All regular appointments to the council shall be for terms of three (3) years with a maximum of two (2) consecutive terms. Each member shall serve until a successor is appointed. Vacancies shall be filled by appointment of the governor for the remainder of an unexpired term.

(b) Each member of the council shall receive reimbursement for travel expenses in accordance with the comprehensive travel regulations promulgated by the department of finance and administration and approved by the attorney general and reporter.

(c) If an appointed administrator of the council is absent from more than half of the meetings scheduled in any calendar year without good cause, then a vacancy is created. The vacancy shall be filled by the governor.

(d) The council shall organize annually and shall meet to organize at the call of the prior year's chair. The council shall select the chair of the council. Meetings shall be held at least quarterly with additional meetings as frequently as may be required.

(e) Meetings of the council shall permit members to electronically participate in the meetings.

(f) The council shall have the power and duty to:

(1) Review candidates and make a recommendation to the commissioner of health on the appointment of the chief medical examiner and deputy state medical examiners;

(2) Assist the chief medical examiner in the development and updating of guidelines for death investigations and forensic autopsies in this state, to be promulgated as rules through the department of health;

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(3) Submit an annual report on the standards and guidelines of the medical examiners system to the chairs of the health committee of the house of representatives and the health and welfare committee of the senate;

(4) Periodically review standards and guidelines promulgated by the department of health for the medical examiner system; and

(5) Provide reports and recommendations to the commissioner on causes of death which may need public health intervention, funding issues, information technology needs, and any other issues as the council sees fit.

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 1016**, as amended, passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 414 -- Private Investigators -- As introduced, exempts persons who conduct background investigations solely for employment screening purposes from the licensure requirements for private investigators. Amends TCA Title 4, Chapter 21, Part 4; Title 38; Title 47, Chapter 18, Part 17 and Title 62, Chapter 26.

Senate Bill No. 414 passed its third and final consideration by the following vote:

Ayes 29
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Roberts, Stevens, Tate, Tracy, Watson, Yager and Mr. Speaker McNally --29.

A motion to reconsider was tabled.

Senator Jackson moved that **Senate Bill No. 512** be placed on the Calendar for Monday, May 1, 2017, which motion prevailed.

Senate Bill No. 554 -- Child Custody and Support -- As introduced, changes standard for when a court may terminate parental rights to a child who was conceived as the result of the parent's rape of the mother from a criminal conviction to clear and convincing evidence that the rape occurred. Amends TCA Title 36, Chapter 1, Part 1.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 36-1-113, is amended by deleting subdivision (g)(10) and substituting instead the following:

(10)(A)(i) The court determines by clear and convincing evidence that the child was conceived as a result of the parent committing the offense of aggravated rape pursuant to § 39-13-502, rape pursuant to § 39-13-503, rape of a child pursuant to § 39-13-522, or a similar offense in another state;

(ii) A determination by the court that the child was conceived as a result of a parent committing any of the offenses specified in subdivision (g)(10)(A)(i), creates a presumption that termination of parental rights is in the best interests of the child;

(B) In lieu of the presentation of evidence required by subdivision (g)(10)(A), if a parent is convicted, either by guilty plea or verdict, of any of the offenses specified in (g)(10)(A)(i), a certified copy of the judgment of conviction is conclusive proof of this ground for termination of parental rights and no further proof is required;

(C) If a child was conceived as a result of a parent committing the offense of aggravated rape pursuant to § 39-13-502, rape pursuant to § 39-13-503, rape of a child pursuant to § 39-13-522, or a similar offense in another state, the child's mother has standing to file a petition to terminate the parental rights of the other parent under this subdivision (g)(10). Nothing in this subdivision (g)(10) shall give a parent standing to file a petition to terminate parental rights based on grounds other than those listed in this subdivision (g)(10);

SECTION 2. Tennessee Code Annotated, Section 36-1-113, is amended by adding the following to the end of subdivision (b)(1):

As provided in subdivision (g)(10), the child's mother has standing to file a petition to terminate the parental rights of the other parent if a child was conceived as a result of the other parent committing the offense of aggravated rape pursuant to § 39-13-502, rape pursuant to § 39-13-503, rape of a child pursuant to § 39-13-522, or a similar offense in another state.

SECTION 3. This act shall take effect July 1, 2017, the public welfare requiring it, and shall apply to any petition for the termination of parental rights filed under § 36-1-113(g)(10) on or after that date.

On motion, Amendment No. 1 was adopted.

Senator Ketron moved that **Senate Bill No. 554**, as amended, be moved two places down on the Calendar for today, which motion prevailed.

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Senator Yager moved that **Senate Bill No. 688** be placed on the Calendar for Monday, May 1, 2017, which motion prevailed.

Senator Yager moved that **Senate Bill No. 702** be placed on the Calendar for Monday, May 1, 2017, which motion prevailed.

Mr. Speaker McNally moved that **Senate Bill No. 554**, as amended, be moved two places down on the Calendar for today, which motion prevailed.

Senator Harper moved that **Senate Bill No. 705** be placed on the Calendar for Monday, May 1, 2017, which motion prevailed.

Senate Bill No. 899 -- Water Pollution -- As introduced, effective January 1, 2018, increases from 30 to 35 the number of days within which an administrative judge must hold a scheduling conference for a hearing concerning a violation of the Water Quality Control Act of 1977. Amends TCA Title 69, Chapter 3, Part 1.

On motion, Senate Bill No. 899 was made to conform with **House Bill No. 1017**.

On motion, House Bill No. 1017, on same subject, was substituted for Senate Bill No. 899.

On motion of Senator Niceley, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1017** passed its third and final consideration by the following vote:

Ayes	28
Noes	3

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Gardenhire, Green, Gresham, Haile, Harper, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager and Mr. Speaker McNally --28.

Senators voting no were: Crowe, Harris and Yarbrow--3.

A motion to reconsider was tabled.

FURTHER ACTION ON SENATE BILL NO. 554, AS AMENDED

Thereupon, **Senate Bill No. 554**, as amended, passed its third and final consideration by the following vote:

Ayes	29
Noes	2

Senators voting aye were: Bailey, Beavers, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Johnson, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--29.

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Senators voting no were: Bell and Kelsey--2.

A motion to reconsider was tabled.

Senate Bill No. 930 -- Alcoholic Beverages -- As introduced, authorizes a distillery to sell at retail by the drink alcoholic beverages for consumption on its premises. Amends TCA Title 57, Chapter 3.

On motion, Senate Bill No. 930 was made to conform with **House Bill No. 1287**.

On motion, House Bill No. 1287, on same subject, was substituted for Senate Bill No. 930.

On motion of Senator Yager, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1287** passed its third and final consideration by the following vote:

Ayes	23
Noes	3

Senators voting aye were: Bowling, Briggs, Crowe, Gardenhire, Gresham, Harper, Harris, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Yager, Yarbrow and Mr. Speaker McNally--23.

Senators voting no were: Beavers, Bell and Hensley--3.

A motion to reconsider was tabled.

Senate Bill No. 1032 -- Welfare -- As introduced, clarifies that an adult, for purposes of adult day care services, is an individual who is 18 years of age or older. Amends TCA Title 4, Chapter 3, Part 12; Title 49; Title 68 and Title 71.

Senator Crowe moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 71-2-401(1), is amended by deleting the language "ten (10)" and substituting the language "five (5)".

SECTION 2. This act shall take effect July 1, 2017, the public welfare requiring it.

MR. SPEAKER MCNALLY RELINQUISHES CHAIR

Mr. Speaker McNally relinquished the Chair to Senator Tracy.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1032**, as amended, passed its third and final consideration by the following vote:

Ayes 29
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager and Yarbrow--29.

A motion to reconsider was tabled.

Senate Bill No. 1163 -- Estates -- As introduced, makes various changes to probate law, including requiring the receipt of a distributee or legatee to be executed under penalty of perjury or sworn before the clerk or a notary public. Amends TCA Title 30.

Senator Kelsey declared Rule 13 on **Senate Bill No. 1163**.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 30-2-601(a)(1), is amended by adding the following at the end of the subdivision:

If accountings have been waived by the decedent's will or other pleadings filed with the court, the personal representative shall not be required to file a detailed accounting but shall be required to file a status report detailing any remaining estate issues within fifteen (15) months from the date of qualification and each year thereafter that the estate remains open. Upon application of one (1) or more of the distributees of the residue, the court may require the personal representative to file a detailed accounting with the court.

SECTION 2. Tennessee Code Annotated, Section 30-2-601(b)(1), is amended by deleting the subdivision in its entirety and substituting instead the following:

(1) That the personal representative has properly administered the estate, has paid or settled all claims that were lawfully presented, has paid all expenses of administration, has mailed or delivered notice of the requirement to file claims, as prescribed in § 30-2-306(d), to the creditors of the decedent who were known to or reasonably ascertainable by the personal representative, has for estates where the death occurred prior to January 1, 2016, filed with the court a final receipt from the department of revenue unless waived pursuant to § 67-8-409(g), has distributed the estate according to the will and obtained and filed receipts for specific bequests as required by § 30-2-707, or has distributed the estate according to the laws of intestate succession; and

SECTION 3. Tennessee Code Annotated, Section 30-2-601(b), is further amended by adding the following language as a new subdivision (3):

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(3) If the personal representative has made diligent efforts, satisfactory to the court, to obtain an acknowledgement from any distributee, and one (1) or more have failed to comply, the personal representative may move the court for closure of the estate by giving notice of the pending settlement to the non-compliant distributee. Failure of the non-compliant distributee to appear or participate in the hearing shall result in a final order closing the estate.

SECTION 4. Tennessee Code Annotated, Section 30-2-601(d), is amended by deleting the subdivision and substituting instead the following:

(d) In connection with any final settlement with the court, it is necessary for the receipt of any legatee or distributee to be executed under penalty of perjury or otherwise sworn before the clerk or a notary public, in a form developed by the administrative office of the courts. The form shall be posted on the website of the administrative office of the courts where it can be copied by the legatee or distributee or provided to the legatee or distributee by the court or the court clerk.

SECTION 5. Tennessee Code Annotated, Section 30-2-602, is amended by deleting the language "settle the accounts as prescribed" and substituting instead the language "settle the accounts or file a status report as prescribed".

SECTION 6. Tennessee Code Annotated, Section 30-2-701, is amended by deleting the period at the end of the section and substituting instead the language "in accordance with title 30, chapter 2, part 6."

SECTION 7. Tennessee Code Annotated, Section 30-2-707, is amended by deleting the last sentence of the section and substituting instead the following:

It shall be necessary for the receipt to be executed under penalty of perjury or otherwise sworn before the clerk or a notary public. In the event that one (1) or more distributees refuse to acknowledge receipt of their respective share, the personal representative shall proceed to close the estate in accordance with title 30, chapter 2, part 6. The receipt shall be in a form developed by the administrative office of the courts. The form shall be posted on the website of the administrative office of the courts where it can be copied by the legatee or distributee or provided to the legatee or distributee by the court or the court clerk.

SECTION 8. This act shall take effect July 1, 2017, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1163**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--31.

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A motion to reconsider was tabled.

Senate Bill No. 156 -- Pensions and Retirement Benefits -- As introduced, removes the 90-day limitation on a retired member of the Tennessee consolidated retirement system working as a substitute teacher. Amends TCA Title 8, Chapter 36 and Title 49.

On motion, Senate Bill No. 156 was made to conform with **House Bill No. 166**.

On motion, House Bill No. 166, on same subject, was substituted for Senate Bill No. 156.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 166** passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Beavers, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 820 -- Professions and Occupations -- As introduced, authorizes the department of commerce and insurance to consider certain criminal convictions by members of entities and organizations applying for scrap metal dealer registration in determining approval of such registration; exempts employees and agents of licensed scrap metal dealers from registration. Amends TCA Title 62, Chapter 9.

Senator Johnson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 62-9-101, is amended by adding the following language as a new subdivision:

"Person" means an individual, association, partnership, corporation, or any other legally cognizable organization or entity;

SECTION 2. Tennessee Code Annotated, Section 62-9-102, is amended by deleting the section and substituting instead the following:

(a)(1) Except as provided in subsection (f), no dealer shall purchase, deal, or otherwise engage in the scrap metal business unless the dealer is registered with the department.

(2) Any registration under this chapter expires two (2) years from the date of the registration or the renewal of the registration.

(3) The commissioner may promulgate and adopt rules that are reasonably necessary to carry out this chapter. The commissioner shall establish registration and renewal fees that are adequate to cover the administrative costs associated with the registration program.

(b) Included on each registration and renewal form must be a section in which the registrant declares, under penalty of perjury pursuant to § 39-16-702(a)(3), whether the registrant has ever been convicted of a violation of this chapter or convicted of the criminal offense of theft, burglary or vandalism, where the offense involves scrap metal. If the registrant is a legally cognizable organization or entity, convictions of theft, burglary or vandalism, where the offense involves scrap metal, by any member, as defined in title 48, of the organization or entity must be disclosed on the application. Convictions of theft, burglary or vandalism, where the offense involves scrap metal, by members of organizations or entities constitute convictions by the registrant for purposes of subsection (c).

(c) A registrant who has been convicted of a violation of this chapter or has a conviction for the criminal offense of theft, burglary or vandalism, where the offense involves scrap metal, is prohibited from registering under this chapter for five (5) years from the date of conviction.

(d) Notwithstanding any law to the contrary, a registration issued pursuant to this chapter does not expire immediately upon the death of the registrant. The registration continues to be effective for the locations designated in the registration for a period of at least sixty (60) days after the death of the registrant. The sixty-day period may be extended by the commissioner for good cause.

(e) Notwithstanding any law to the contrary, a registration issued pursuant to this chapter expires upon notification to the department that the registrant is no longer in business at the registered location.

(f) Notwithstanding subsection (a):

(1) Nothing in this chapter requires an employee of a registered scrap metal dealer to secure a registration under this chapter as long as the employee remains an employee of the registered scrap metal dealer; and

(2) Nothing in this chapter prohibits a registered scrap metal dealer from employing another registered scrap metal dealer.

(g) A registered scrap metal dealer shall list each place of business within this state with reference to its specific location, upon registration and upon subsequent renewals of the registration.

SECTION 3. Tennessee Code Annotated, Title 62, Chapter 9, Part 1, is amended by adding the following language as a new section:

Any violation of this chapter committed by an employee of a registered scrap metal dealer while acting within the scope of employment constitutes a violation by that dealer for purposes of enforcement of this chapter.

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SECTION 4. Tennessee Code Annotated, Section 62-9-115, is amended by deleting the section.

SECTION 5. For purposes of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2017, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 820**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager and Yarbro--31.

A motion to reconsider was tabled.

Senator Lundberg moved that **Senate Bill No. 1079** be placed on the Calendar for Monday, May 1, 2017, which motion prevailed.

MESSAGE CALENDAR

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 330 -- Wine & Wineries -- As introduced, authorizes wineries and farm wineries to purchase or import finished wine product and use or dispose of the finished wine product in any manner otherwise authorized for the use or disposal of wine manufactured, bottled, or produced by a winery or farm winery. Amends TCA Section 57-3-207.

HOUSE AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-3-207(h)(2)(A)(ii), is amended by deleting the subdivision and substituting instead the following:

(ii) Except as otherwise provided in subsection (v), wine that is not manufactured or bottled on the licensed premises, or in the case of a farm winery permit holder, wine that was not made pursuant to subsection (o); or

SECTION 2. Tennessee Code Annotated, Section 57-3-207, is amended by adding the following language as a new subsection (v):

(1) Notwithstanding any other law to the contrary, a winery or farm wine permit holder may purchase or import finished wine product from another winery in this state or another state in an amount not to exceed, in the aggregate, fifty thousand gallons

(50,000 gals.) per year. A winery or farm wine permit holder that purchases or imports finished wine product under this subdivision (v)(1) may sell, distribute, serve for the purposes of samples or tastings, or otherwise use or dispose of such product in any manner that the winery or farm wine permit holder is authorized to use or dispose of wine under this section that is manufactured, bottled, or produced by the winery or farm wine permit holder.

(2) As used in this subsection (v), "finished wine product" means any wine product that is ready for use by an end user and that bears the label of the winery or farm wine permit holder that purchased or imported the finished wine product under subsection (v).

SECTION 3. Tennessee Code Annotated, Section 57-3-207(f)(1), is amended by deleting the subdivision and substituting instead the following:

(1) A winery licensed under this section may, to the extent permitted under federal law, serve wine, with or without charge, as samples for tasting on the premises at the winery and may sell wine at retail in sealed containers at the winery.

SECTION 4. Tennessee Code Annotated, Section 57-3-207(f)(3), is amended by deleting the subdivision and substituting instead the following:

(3) For purposes of this section, "premises" means any and all of the real property owned or leased by the winery.

SECTION 5. Tennessee Code Annotated, Section 57-3-207(t)(2)(B), is amended by deleting the subdivision and substituting instead the following:

(B) At retail in sealed containers for consumption on the premises to the extent permitted under federal law.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

Senator Johnson moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 330**, which motion prevailed by the following vote:

Ayes	28
Noes	2

Senators voting aye were: Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Harper, Harris, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--28.

Senators voting no were: Beavers and Hensley--2.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 651 -- Food and Food Products -- As introduced, changes from 15 days to 14 days the time in which a department of agriculture agent must remove a tag or marking on a food, drug, device, or cosmetic item as being adulterated or misbranded if the agent fails to petition for an order of condemnation. Amends TCA Title 53.

HOUSE AMENDMENT NO. 2

AMEND by deleting all of the language after the caption and substituting the following:

WHEREAS, it is the intent of the General Assembly in enacting this act to encourage the expansion of agricultural sales by farmers and of the accessibility to farm-produced foods by informed end consumers through:

- (a) Facilitating the purchase and consumption of fresh local agricultural products;
- (b) Enhancing the agricultural economy; and
- (c) Providing Tennesseans with unimpeded access to healthy food from known sources; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 53-1-102, is amended by inserting the following as a new subdivision:

() "Farm to consumer distribution point" means a temporary or permanent location, that is not open to the general public, where a farmer or the farmer's agent delivers food, produced by the farmer and previously sold under an agreement entered into between the farmer and the consumer, directly to the consumer or the consumer's agent;

SECTION 2. Tennessee Code Annotated, Section 53-1-208, is amended by adding the following as a new subsection:

(d) A license shall not be required for the operation of a farm to consumer distribution point; provided, that the operator of the farm to consumer distribution point:

(1) Has registered the farm to consumer distribution point with the department of revenue for purposes of paying the sales tax under any agreement entered into between a farmer and a consumer pursuant to which the farmer or the farmer's agent delivers food, produced by the farmer and previously sold to the consumer by the farmer, directly to the consumer or the consumer's agent at the farm to consumer distribution point; and

(2) Agrees to only allow deliveries of meats produced by farmers who comply with the Tennessee Meat and Poultry Inspection Act, compiled in chapter 7, part 2 of this title to be made at the farm to consumer distribution point.

SECTION 3. Tennessee Code Annotated, Section 53-8-203, is amended by inserting the following as a new, appropriately designated subdivision:

() "Farm to consumer distribution point" means a temporary or permanent location, that is not open to the general public, where a farmer or the farmer's agent delivers food, produced by the farmer and previously sold under an agreement entered into between the farmer and the consumer, directly to the consumer or the consumer's agent;

SECTION 4. Tennessee Code Annotated, Section 53-8-207, is amended by adding the following as a new subsection:

(d) A permit shall not be required for the operation of a farm to consumer distribution point.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

Senator Niceley moved that the Senate concur in House Amendment No. 2 to **Senate Bill No. 651**, which motion prevailed by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 964 -- Natural Disasters -- As introduced, allows a municipality or county, after a natural disaster, to spend public funds to clean up any private residential property, if a request is made by the owner of the property for such assistance, instead of only those properties that qualify for property tax relief. Amends TCA Section 7-51-1601.

HOUSE AMENDMENT NO. 1

AMEND by deleting Section 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 7-51-1601, is amended by deleting subsection (c) and substituting instead the following:

(c) The municipality or county shall by ordinance or resolution, as appropriate, adopt a plan for providing assistance for natural disaster relief to private residential property as authorized by this section. A county highway department may perform work as part of a plan adopted under this subsection (c) if the plan specifically authorizes the county highway department to perform the work and the plan provides for the reimbursement of the costs incurred by the county highway department.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Senator Overbey moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 964**, which motion prevailed by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1371 -- Air Pollution -- As introduced, decreases the number of copies from three to two of any air quality regulations adopted by a local government through reference in the local government's ordinance or resolution that must be filed in the office of the county clerk for inspection by the public. Amends TCA Title 68, Chapter 201.

HOUSE AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-201-115(b)(3), is amended by deleting the subdivision in its entirety and substituting instead the following:

(3) The certificate of exemption shall be granted if the board determines that:

(A) The municipality or county has enacted provisions for the control of air pollution not less stringent than this part;

(B) The enactments referenced in subdivision (b)(3)(A) are being, or will be, adequately enforced; and

(C) The granting of the certificate will not interfere with the state's goal of maintaining the purity of the air resources of the state;

SECTION 2. Tennessee Code Annotated, Section 68-201-115, is amended by adding the following new subsections:

(f) No municipality or county shall include land use or zoning requirements in its air pollution control regulations or the municipality's or county's certificate of exemption granting the municipality or county the authority to enact the regulations.

(g) No municipality or county shall request that the board include land use or zoning requirements in the state implementation plan submitted to the United States Environmental Protection Agency pursuant to 42 U.S.C. § 7410.

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SECTION 3. If any provision of this act or the application of any provision of this act to any person or circumstance is held invalid, then the invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end, the provisions of this act are declared to be severable.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

Senator Johnson moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 1371**, which motion prevailed by the following vote:

Ayes	26
Noes	3
Present, not voting . . .	2

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Norris, Stevens, Tate, Tracy, Watson, Yager and Mr. Speaker McNally--26.

Senators voting no were: Dickerson, Harris and Roberts--3.

Senators present and not voting were: Kyle and Yarbrow--2

A motion to reconsider was tabled.

Speaker Pro Tempore Tracy moved that **House Bill No. 16** be placed on the Message Calendar for Wednesday, May 3, 2017, which motion prevailed.

Senator Jackson moved that **House Bill No. 192** be placed on the Message Calendar for Monday, May 1, 2017, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 752 -- Orders of Protection -- As introduced, permits a person who is granted an order of protection and who is not otherwise prohibited from purchasing, possessing, or transporting a firearm to carry a handgun for 60 days after the initial order of protection is issued. Amends TCA Title 36, Chapter 3, Part 6 and Title 39, Chapter 17, Part 13.

Senator Gresham moved that the Senate refuse to recede from its action in adopting Senate Amendment No. 1 to **House Bill No. 752**, which motion prevailed.

MOTION

Senator Watson moved that Rule 83(8) be suspended for the purpose of placing **Senate Bills Nos. 185 and 214**; and **Senate Resolution No. 53** on the calendar for the Committee on Finance, Ways and Means for Tuesday, April 25, 2017, which motion prevailed.

SPEAKER RESUMES CHAIR

Mr. Speaker McNally resumed the Chair.

PRESENTATION

Senators Ketron and Tracy presented **Senate Joint Resolution No. 246** to the Riverdale High School girls' basketball team.

MOTION

On motion of Senators Harper and Yager, their names were added as sponsors of **Senate Bill No. 156**.

On motion of Senators Briggs and Yager, their names were added as sponsors of **Senate Bill No. 327**.

On motion of Senators Bailey, Beavers, Bell, Bowling, Briggs, Dickerson, Gardenhire, Green, Gresham, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **Senate Bill No. 631**.

On motion of Senator Yarbrow, his name was added as sponsor of **Senate Bills Nos. 669 and 1302; and House Joint Resolutions Nos. 297 and 339**.

On motion of Senator Kelsey, his name was added as sponsor of **Senate Bill No. 930**.

On motion of Senators Crowe and Niceley, their names were added as sponsors of **Senate Bill No. 964**.

On motion of Senator Harper, her name was added as sponsor of **Senate Bill No. 1030**.

On motion of Senator Gresham, her name was added as sponsor of **Senate Bill No. 1157**.

On motion of Senator Harris, his name was added as sponsor of **Senate Bill No. 1210**.

On motion of Senator Tracy, his name was added as sponsor of **Senate Joint Resolution No. 344; and House Joint Resolution No. 338**.

On motion of Senator Bell, his name was added as sponsor of **Senate Joint Resolution No. 345**.

On motion of Senator Dickerson, his name was added as sponsor of **Senate Joint Resolution No. 378**.

On motion of Senator Roberts, his name was added as sponsor of **House Joint Resolutions Nos. 100 and 296**.

On motion of Mr. Speaker McNally, his name was added as sponsor of **House Joint Resolution No. 288**.

On motion of Senators Gardenhire and Watson, their names were added as sponsors of **House Joint Resolution No. 290**.

On motion of Senator Watson, his name was added as sponsor of **House Joint Resolutions Nos. 291 and 292**.

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On motion of Senator Beavers, her name was added as sponsor of **House Joint Resolution No. 293**.

On motion of Senators Overbey and Niceley, their names were added as sponsors of **House Joint Resolution No. 328**.

On motion of Senator Stevens, his name was added as sponsor of **House Joint Resolutions Nos. 337 and 341**.

On motion of Senator Massey and Mr. Speaker McNally; and Senators Yager, Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Niceley, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson and Yarbrow, their names were added as sponsors of **House Joint Resolution No. 340**.

On motion of Senators Harper and Yarbrow, their names were added as sponsors of **House Joint Resolution No. 343**.

ENGROSSED BILLS

April 24, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 310, 414, 554, 631, 820, 1016, 1342 and 1362; and Senate Joint Resolutions Nos. 293, 332, 333, 334, 335 and 336; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 24, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1032, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 24, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1151, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

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ENGROSSED BILLS

April 24, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1152, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 24, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1163, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 24, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1302, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

April 25, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 63, 680, 934, 959, 1149, 1289, 1431, 1432, 1433 and 1440; passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 25, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 361, 362, 363, 364, 365 and 420; adopted, for the Senate's action.

TAMMY LETZLER,
Chief Clerk

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MESSAGE FROM THE HOUSE

April 24, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 160, 623, 1167 and 1199; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 24, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 268, 524, 849, 1032, 1039, 1151 and 1163; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 24, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 263, substituted for House Joint Resolution on same subject and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 24, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 294, substituted for House Joint Resolution on same subject and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 24, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330 and 331; concurred in by the House.

TAMMY LETZLER,
Chief Clerk

ENROLLED BILLS

April 25, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Bills Nos. 160, 268, 330, 524, 623, 651, 849, 964, 1032, 1039, 1151, 1163, 1167,

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1199 and 1371; and Senate Joint Resolutions Nos. 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330 and 331; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

April 25, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 44, 315, 434, 528, 584, 649, 672, 686, 689, 762, 781, 782, 844, 903, 931, 1384, 1416, 1423, 1425 and 1429; for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 25, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 534, for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 25, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 100, 288, 289, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341 and 343; for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 25, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 290, for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

SIGNED

April 24, 2017

The Speaker announced that he had signed the following: Senate Bills Nos. 442, 458, 511, 704, 845, 1012, 1060 and 1267.

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SIGNED

April 25, 2017

The Speaker announced that he had signed the following: House Bills Nos. 44, 315, 434, 528, 584, 649, 672, 686, 689, 762, 781, 782, 844, 903, 931, 1384, 1416, 1423, 1425 and 1429.

SIGNED

April 25, 2017

The Speaker announced that he had signed the following: House Joint Resolution No. 290.

MESSAGE FROM THE HOUSE

April 25, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 442, 458, 511, 704, 845, 1012, 1060 and 1267; signed by the Speaker.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE GOVERNOR

April 24, 2017

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 17, 19, 24, 48, 116, 221, 224, 256, 389, 393, 448, 509, 551, 665, 676, 811, 885, 999, 1154, 1160, 1198, 1238, 1261 and 1322; and Senate Joint Resolutions Nos. 35, 83, 295, 296, 297, 298, 300, 301, 304, 305, 306, 307, 308, 309, 310, 311, 312 and 314; with his approval.

DWIGHT E. TARWATER,
Counsel to the Governor

MESSAGE FROM THE GOVERNOR

April 24, 2017

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 1215, 1216 and 1217; with his approval.

DWIGHT E. TARWATER,
Counsel to the Governor

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, April 26, 2017: Senate Joint Resolutions Nos. 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356 and 357; and Senate Resolutions Nos. 68, 69, 70, 71, 72 and 73.

This the 24th day of April, 2017
MASSEY, Chairperson

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, April 26, 2017: Senate Bills Nos. 172, 358, 419, 424, 459, 467, 603, 745, 780, 866, 893, 1001, 1054, 1197, 1265, 1334, 1370, 1375 and 1415.

This the 24th day of April, 2017
MASSEY, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 27, 2017: Senate Joint Resolutions Nos. 358, 359, 360, 361, 362, 363, 364, 365 and 366; Senate Resolutions Nos. 74, 75 and 76; and House Joint Resolutions Nos. 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359 and 360.

This the 25th day of April, 2017
MASSEY, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
LOCAL CALENDAR**

Pursuant to Rule 26, the following bills have been set on the Consent Calendar for Thursday, April 27, 2017: Senate Bills Nos. 1443, 1444, 1445 and 1457.

This the 25th day of April, 2017
MASSEY, Chairperson

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 27, 2017: Senate Bills Nos. 584, 800, 802, 954, 993, 1085, 1109, 1180, 1279, 1287, 1345, 1348, 1355 and 313.

This the 25th day of April, 2017
MASSEY, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bills and they have been set on the Message Calendar for Thursday, April 27, 2017: Senate Bills Nos. 125, 150, 739, 1152 and 1231; and House Bill No. 275.

This the 25th day of April, 2017
MASSEY, Chairperson

MONDAY, APRIL 24, 2017 -- 29TH LEGISLATIVE DAY

ADJOURNMENT

Senator Norris moved the Senate adjourn until 10:00 a.m., Wednesday, April 26, 2017, which motion prevailed.